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**REMARKS****STATUS OF THE CLAIMS**

Claims 1-57 are pending in the application.

Claims 13, 32, and 51 were rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement.

Claims 13, 32, and 51 were rejected under 35 U.S.C. 112, second paragraph, as being incomplete for omitting essential steps, such omission amounting to a gap between the steps.

Claims 1-5, 7, 9, 10, 13-24, 26, 28, 29, 32-43, 45, 47, 48, and 51-57 were rejected under 35 U.S.C. 103(a) as being unpatentable over DeLuca (U.S. 5,973,723) in view of Sezan (U.S. 6,236,395).

Claims 6, 25, and 44 were rejected under 35 U.S.C. 103(a) as being unpatentable over DeLuca and Sezan in view of Heo (U.S. 2002/0176689).

Claims 12, 31, and 50 were rejected under 35 U.S.C. 103(a) as being unpatentable over DeLuca and Sezan in view of Yeo (U.S. 6,219,837).

Claims 8, 11, 27, 30, 46 and 49 are objected for being allowable if amended into independent form.

Claims 1, 8, 13, 20, 27, 32, 39, 46, and 51 are amended, claims 7, 26 and 45 are cancelled without disclaimer or prejudice, and, thus, claims 1-6, 8-25, 27-44 and 46-57 remain pending for reconsideration, which is respectfully requested.

No new matter has been added in this Amendment.

**IN THE SPECIFICATION**

The specification is objected to for the indicated informality. According to the foregoing, the specification is amended to correct a typographical error. Withdrawal of the specification objection is respectfully requested.

**35 USC 112 REJECTIONS**

In claims 13, 32, and 51, the phrase of "for providing the other speech between said first speech and said second speech" has been replaced with "for switching the provided speech to

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the other of said first speech and said second speech" for clarifying the recited subject matter. These amendments overcoming the Examiner's claim rejections under 35 USC 112, first and second paragraphs, and support for the claims, including the claim amendments, can be found, for example, in the descriptions, "in the case that commencement of a CM broadcast is sensed while a broadcast program is watched" and "this instruction may switch a speech output channel from a main speech channel to a sub-speech channel" on page 68 in the present Application, and the descriptions, "in the case that the end of the CM broadcast is sensed" and "the reproducing management unit 27J switches the speech output channel from the sub-speech channel to the main speech channel" on pages 68 and 69 of the present Application. Withdrawal of the 35 USC 112 rejections is respectfully requested.

### 35 USC 103 REJECTIONS

Independent claims 1, 20 and 39 are rejected under 35 USC 103(a) as being unpatentable over DeLuca in view of Sezan. Independent claims 1, 20 and 39 have been amended by incorporating therein the subject matter of dependent claims 7, 26 and 45, respectively.

Sezan merely discloses a feature that a user can start watching a recorded portion of a program as recording of the program proceeds. DeLuca discloses "[t]his aspect of the invention takes advantage of the phenomena that undesirable programs segments have a predetermined duration. Thus, after a match is detected by comparator 40 and an alternate program selected, the selector return to the original program after a predetermined time, and after completion of the undesirable commercial" (column 3, lines 24-29). In other words, DeLuca discloses changing the channel to another broadcast during commercials and returning after the commercials have ended.

However, Sezan and DeLuca fail to disclose or suggest the claimed present invention's feature of judging whether a reproduction of a highlight scene completes when a CM broadcast is ended and reproducing such broadcast data, that appeared just after said CM broadcast ended, after the reproduction of said highlight scene has been completed. In rejecting dependent claim 7, the Office Action in page 5 relies on Sezan, column 9, line 34 to column 10, line 37, which discloses that a user can start watching a recorded portion of a program once the recording of the program starts (column 10, lines 31-37). Sezan's description, in column 9, line

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34 to column 10, line 37, fails to disclose or suggest the claimed present invention's, *"reproducing said highlight scene stored in said storage device while said CM program is broadcasted"* and *"when the reproduction of the highlight scene has not yet completed by end of the CM broadcast,"* reproducing the *"broadcast data, that appeared just after said CM broadcast ended, after the reproduction of said highlight scene has been completed"* (e.g., independent claims 1, 20 and 39). In other words, Sezan, fails to disclose or suggest any judging of whether a reproduction of a highlight scene completes when a CM broadcast is ended and reproducing such broadcast data, that appeared just after said CM broadcast ended, as recited in independent claims 1, 20 and 39. Therefore, Sezan and DeLuca fail to disclose or suggest the claimed present invention's, "a reproducing control unit *reproducing said highlight scene stored in said storage device while said CM program is broadcasted, and reproducing, in such a case that when the reproduction of the highlight scene has not yet completed by end of the CM broadcast, such broadcast data, that appeared just after said CM broadcast ended, after the reproduction of said highlight scene has been completed*" (e.g., independent claims 1, 20 and 39, emphasis added). Support for the independent claims 1, 20 and 39, as amended, can be found, for example, starting at page 50 (fourth embodiment) to page 53 of the present Application.

Therefore, it would not have been obvious to one of ordinary skill in the art to combine Sezan and DeLuca to arrive at the claimed present invention. In view of the claims amendments and remarks, withdrawal of the rejections of pending claims and allowance of pending claims is respectfully requested.

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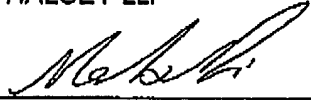
**CONCLUSION**

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

Respectfully submitted,  
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